

## SEEN THIS TIME BY ST. PAUL MAN

Mrs. Gunness Continues to Be  
Discovered All Over the  
Country.

### PIECES OF JAWBONE FOUND

FATHER OF MURDERESS A CON-  
JURER AND MAGICIAN.

St. Paul, Minn., May 14.—Her-  
man Rhode, living with his wife in  
this city, stated today that he is  
positive that he saw and talked  
to Mrs. Belle Gunness in this city  
not later than Tuesday of this  
week. He was so firmly con-  
vinced that the woman was Mrs.  
Gunness from her resemblance to  
the newspaper photographs pub-  
lished of the alleged Indiana mur-  
deress that he came to the St.  
Paul Dispatch office at noon to-  
day, and when shown a photo-  
graph of Mrs. Gunness, reiterated  
with great positiveness that he  
had seen her.

Laporte, Ind., May 14.—Portions  
of human jawbones and a piece of skull  
with which traces of hair appear, and  
which may prove to be a part of a hu-  
man scalp, were found late today in  
the cellar of the Gunness farm house.

With one accord the prosecuting offi-  
cers of the county declared today that  
these relics are the most valuable to  
their case that have yet been discov-  
ered.

The bones were found by the men  
who have been sifting the ashes in the  
cellar of the house.

Discovered by Sifting.

When the sifting process began sev-  
eral large pieces of metal and a watch  
came rattling down the screen. Sheriff  
Snitzer at once ordered one of the  
men to sort over the larger pieces, and  
late in the day two pieces of human  
jawbones were found. The piece of  
skull was also found by this method.  
The late discoveries coming after the  
beginning of the trial, which has been  
held in the day two pieces of human  
jawbones were found. The piece of  
skull was also found by this method.

Pieces of Jawbone.

"The pieces of bone are from the up-  
per jaw of a human being," said Dr.  
Meyers this evening. "One seems to  
have been from the right jaw and the  
other from the left, although this point  
has not yet been determined. It is im-  
possible to determine the nature of the  
skin or hair. It may have come from  
some animal or it may have been a  
portion of some human being."  
The day's findings also included sev-  
eral charred vertebrae, but their value  
is doubtful.

Gunness Woman's Childhood.

Christiania, May 14.—Mrs. Bella Gun-  
ness, the central figure in the Laporte,  
Ind., murder mystery, details of which  
have been received here, is remembered  
in Christiania as a girl, assisting her  
father, Peter Paulsen, a traveling con-  
juror and magician, who gave perform-  
ances at all the fairs in Norway. She  
performed as a rope dancer, and often  
was seen in short skirts and flannels,  
half-freezing before the tent, extending  
an invitation to the public to step in-  
side. Her three sisters and brother  
also took part in the show. The father  
made enough money eventually to re-  
tire to a small property near Trondh-  
jem. Mrs. Gunness has many relatives  
in Norway.

A Possible Victim.

Pittsburg, Pa., May 14.—Mrs. John H.  
McJunkin, of Coraopolis, a suburb of  
this city, has begun a correspondence  
with the sheriff at Laporte, Ind., in  
the hope of clearing up the mystery of her  
husband's disappearance nearly two  
years ago. According to Mrs. McJunkin,  
she believes her husband is one of the  
victims of the Gunness farm mys-  
tery. She says he left this vicinity in  
December, 1905, following correspondence  
with a Laporte woman. Mr. McJunkin  
carried \$700 when he disappeared.

The importance of the Utah Sav-  
ings & Trust company, doing business  
at No. 225 Main street, has impressed  
itself upon this community. The wide  
scope of its usefulness is universally  
recognized.

Hat Carnival

At McCarty's, 326 South Main, near P.  
O. Any hat in the house \$2.00, \$3.00 and  
\$4.00 values. See our windows. Every  
tenth hat given away free Saturday.



## Figure It Out Yourself

We tell you that "Money  
Back" Shoes at \$3.50 are bet-  
ter than anything you can buy  
elsewhere at \$5.00. Your  
"Money Back" if you find it's  
not so. Over 50 new styles  
just in. All sizes and widths,  
in all leathers.

CAVIS SHOE CO.

## OGDEN NEWS

Office 410 Twenty-Fifth Street

Ogden, Friday, May 15.

### WITHDRAWS APPLICATION

Bamberger Road Will Not Use Steam  
Power Temporarily to En-  
ter Ogden.

The Bamberger road will not be opened  
into Ogden on Decoration day, and it is  
extremely doubtful if the line will be  
opened into this city during the year.  
Those who have opposed the Salt Lake  
& Ogden Railway company using steam  
on Lincoln avenue temporarily have ap-  
parently won a victory, for whether the  
line will work for the good of Ogden yet  
remains to be seen. President Simon Bam-  
berger was in Ogden yesterday and called  
to be sent to the city council a letter  
withdrawing his request for permission to  
temporarily use steam within the city  
limits.

Here is the letter:  
"There is now pending before you for  
consideration the application for May  
1, 1908, for permission to temporarily use  
steam as a motive power for the carrying  
of passengers or the line of the Salt Lake  
& Ogden Railway company on Lincoln  
avenue to Twenty-fifth street, and the  
company hereby requests your permission  
to withdraw such request and make  
no pending for your consideration."  
Just what is the intention of Mr. Bam-  
berger is unknown. He would say both  
before the council recently, also that the  
council should line up against him, as he  
understood it had. It is the opinion of  
those connected with Mr. Bamberger that,  
in addition to the residents of Lincoln  
avenue, there were other interests at  
work, bolstering up the agitation that re-  
sulted in the withdrawal of the applica-  
tion.

In company with Attorney C. R. Hol-  
lingsworth, who is the representative of  
the Bamberger interests at this end of the  
line, Mr. Bamberger went out over this  
end of the road yesterday afternoon. Both  
refused to furnish any statement, and  
their return, Mr. Hollingsworth stating  
that it was all off and there was nothing  
further to be said.

### THOUGHT HE WAS ROBBED.

Man Reaches Ogden and Disappears  
Though Watched.

A man believed to be one of the Great  
Northern train robbers was detained for  
a short time at the union depot yesterday  
by City Detective Bender, who was act-  
ing on telegraphic advice received from  
Brigham City. He carried a huge roll of  
money, estimated to contain several thou-  
sand dollars.

Having no specific charge or warrant,  
the officer was unable to place the man  
under arrest and allowed him to board an  
Oregon Short Line train for the south.  
When the train reached the brush near  
the Weber river the fellow jumped off  
and disappeared. An effort to locate him  
later on was made, but there were no re-  
sults. It is claimed that the man ap-  
peared in several places, and a description  
sent out from the northwest and that  
the fellow boarded the Cache Valley train  
at the coal chutes, apparently to avoid  
public depots where he might be recog-  
nized.

### Discuss Chautauqua.

At the Weber club rooms yesterday af-  
ternoon a meeting was held for the pur-  
pose of discussing the establishing of a  
Chautauqua in Ogden, the first one to be  
held in the latter part of July. J. R. El-  
lison of Chicago, who has charge of five  
Chautauquas, three of which are located  
in Colorado, was present and outlined  
the different plans for carrying on the  
project. Those present favored the idea,  
but it was thought best to hold another  
meeting in order that it might be more  
thoroughly discussed and by a larger  
gathering. Next Monday evening at the  
Weber club was selected for the time and  
place of the meeting, when the question  
will be definitely decided one way or the  
other.

### Babe Burned to Death.

Isaac Carr of Ogden returned from Gar-  
land yesterday and brought the news of  
a small child being burned to death at  
that place. The baby, the mother's son,  
was giving him an alcohol bath. She  
left the room for a moment and in so-  
me way the alcohol lamp was kindled and  
the babe was burned to death before she  
returned.

### Bounty Is Paid on 30,000 Sparrow Eggs

Although it is early in the season, the  
county has already paid a bounty on  
sparrow eggs. The price paid is 5 cents  
a dozen, and this means that the  
youngsters have brought in 20,000 eggs  
since the beginning of the season.

According to Frank Heginbotham, county  
auditor, the county paid out \$50 last  
year for sparrow eggs, and he thinks  
that this year the amount will be consid-  
erably more. The opinion prevails that  
the bounty has been the cause of a no-  
table decrease in sparrows in this section  
and that if kept in force long enough  
these birds will be gradually extermin-  
ated.

### COURT NOTES.

James Blowers is suing W. B. White  
et al. for \$500 alleged to be due for  
wages, and the case was placed on trial  
before Judge Ritchie yesterday.

On motion of the attorney for the  
plaintiff, Judge Ritchie yesterday dis-  
missed the damage suit brought by R. H.  
Irvine against the Rio Grande.

G. Swager yesterday commenced suit  
against the Utah Realty company for  
\$2,500 damages for injuries he alleges  
he received while riding in the elevator  
of the Herald building on Feb. 18 last.

The Utah Savings & Trust company  
yesterday brought suit against E. W.  
Madsen for \$3,250 alleged to be due on  
a promissory note executed April 4,  
1908, and assigned to plaintiff by the  
Western Amusement company. The  
complaint also asks for \$325 attorney's  
fees and interest.

Judge Ritchie yesterday entered judg-  
ment for \$3,500 against the Western  
Amusement company and in favor of  
Frank Harryman, administrator of the  
estate of Joseph B. Harryman. The  
judgment was by stipulation. The suit  
was brought by the administrator to  
recover the value of certain mining  
stock owned by the deceased.

The will of John Arkins, formerly edi-  
tor of the Rocky Mountain News at  
Denver, Colo., and who died fourteen  
years ago, was filed for probate in the  
district court yesterday. It was ac-  
companied by a petition for letters of  
administration that letters be issued to  
him. The estate in Utah consists of  
real estate valued at \$600.

### EXCURSIONS EAST.

June 1st, 6th, 8th, 12th, 13th and 15th.  
Via Oregon Short Line and OVER-  
LAND ROUTE. Greatly reduced rates  
to Omaha, Kansas City, Chicago, St.  
Louis and other eastern points. Tick-  
ets limited to Oct. 1st.

Vienna Walnut Bread cannot be ex-  
celled. Ask your grocer, or phone 1931.

### NEW RECORD OF BURGLARIES

Four Places Entered in One Night, It  
Is Supposed by Same Gang  
of Professionals.

From reports received at police head-  
quarters yesterday morning the police be-  
lieve that there is a gang of professional  
burglars at work in Ogden. No less than  
four burglaries were committed during  
the night. Two of these were rooming  
house burglaries and the other two were  
in houses, in each instance the burglars  
secured some loot.

Burglars entered the house of A. J.  
Bidwell, 245 Lincoln avenue, and going  
to an upstairs room stole a pair of trou-  
sers, removed a watch from a vest pocket  
and took \$10 in money, while the owner  
was sleeping within a few feet of where  
the theft was being committed.

The movements of the fellow were heard  
by Mrs. Bidwell, who started for the front  
door to head him off. The burglar, in-  
stead of coming out, however, and seeing  
the various rooms had unscrewed the  
electric light bulbs so that he could  
possibly to switch on the current and  
the house was left in darkness.

As the burglar was heading toward the  
front door, through which he had gained  
entrance, he was intercepted by the wom-  
an, who demanded to know who he was.  
"Don't you know me?" was the reply.  
"No, I don't," was the reply.

"Well, you ought to know who I am.  
You ought to surely know my voice,"  
continued the burglar, and seeing the  
woman blocking the way worked himself  
stealthily to a rear door, which he un-  
locked and escaped.

At the residence of Joseph Rowell, 141  
Twenty-fourth street, entrance was gained  
with the aid of a skeleton key through the  
front door. After ransacking the house  
while the occupants were asleep the in-  
truder departed with \$24 in cash and a  
watch.

At the Oak and the Banquet rooming  
houses the burglars worked in the rooms  
of the sleeping lodgers. At the Banquet  
house several rooms were ransacked and  
at the Oak, where a watch was the sole  
loot, several rooms were visited.

### Ogden Briefs.

ARE MARRIED.—Walter G. Bartlett  
of Salt Lake City and Marcella Ryan Bak-  
er of Ogden secured a license and were  
married yesterday.

PASTOR RE-ELECTED.—Rev. Noble  
Strong Elderkin has been elected to suc-  
ceed himself as pastor of the First Con-  
gregational church for another term, com-  
encing September 1, 1908.

HELD FOR BURGLARY.—Frank Col-  
lins and Bob Mallock, arrested for break-  
ing into a car of apples in a local yard,  
were yesterday brought before the district  
court under \$500 bail each on the charge  
of burglary.

PASSENGER IS ROBBED.—J. J. Mar-  
tin, a through passenger from the west,  
left the train at the Ogden depot for a  
short time Wednesday night to secure sev-  
eral bottles of beer, but when he returned  
to the depot police that he had been  
robbed of \$120, but how or where he could  
not say.

MAN AND WOMAN ARRESTED.—  
Walter Shafer and a woman who has been  
known here as his wife were placed under  
arrest yesterday and are being held until  
today, when it is expected they will be  
charged with a statutory offense. It is  
claimed that Shafer has a wife living at  
Greely, Colo., also that the woman is  
married.

SUES SHORT LINE.—A. I. Stone, ad-  
ministrator of the estate of William V.  
West, deceased, brought an action against  
the Oregon Short Line Railroad company  
yesterday to recover \$20,000 damages.  
West was killed while switching in the  
Ferry district, Tuesday night, and the  
company is charged with negligence for not  
lighting the yards at that place suffi-  
ciently.

SUIT FOR AUTO.—Joe Carroll and  
Charles Gardner of Elko, Nev., have filed  
an action in the district court against the  
Southern Pacific Railroad company for  
\$20,000 damages to their automobile, which  
was wrecked at one of the crossings in  
Elko by a freight train last June. It is  
claimed that the railroad company was  
warning of its approach as required under  
the Nevada statutes.

WANTS HER CHILD.—Mrs. Sophia  
Harris has filed a supplemental petition in  
the district court asking that she be granted  
the custody of one minor child, Semilia  
May West. The petition sets forth  
that about five years ago Mrs. Hayes was  
granted a divorce from her husband, Ed-  
win C. West, and that she was at that  
time unable to care for the child, so the  
father was given custody. Since then she  
has married T. T. Hayes and asks that  
the child be taken from the father's cus-  
tody and given to her.

### MRS. LEWIS FILES REPLY

Says Her Husband Has Not Been  
Sick, As Is Alleged in His  
Answer.

Mary Lewis yesterday filed a reply to  
her husband's answer in the divorce  
suit brought by her. In the original  
complaint she alleged that her hus-  
band, David B. Lewis, had been cruel to  
her and told her once that he wished  
she were dead, and was using in her coffee  
poison her.

In his answer Lewis said that he has  
been sick for some time and that his  
wife had never co-operated with him in a  
harmonious manner to advance the  
best interests of the family.

In reply to this, Mrs. Lewis says that  
he has not been sick and is strong and  
able-bodied. She also touches again  
upon the cream episode.

### J. H. NEVEN IN TOWN.

Prominent Nevada Official Securing  
Data Here.

J. H. Neven, state licensee and bullion  
agent of Nevada, arrived in Salt  
Lake yesterday and is stopping at the  
Knutsford. Mr. Neven is here on official  
business, and is gathering data from  
local companies which operate in his  
state.

"Salt Lake has given Nevada some  
of its best and most influential men,"  
said Mr. Neven, "and both states can  
be congratulated on working in har-  
mony to promote the best interests of  
the mining industry."  
Mr. Neven will probably remain here  
several days.

### Our carpet cleaning is guaranteed.

NATIONAL HOUSE CLEANING CO.

To the Public.

Polk's Salt Lake City Directory, 1908,  
is about ready for press. All parties  
who have recently made any change  
in their business or residence ad-  
dresses, and all new movers, are re-  
quested to write or call at the Direc-  
tory office at once to insure correct  
insertion of their names and business.  
No further calls will be made by our  
representatives, and no changes will  
be taken over the phone.

W. P. COOPER,  
Secretary and Manager, 617-620 Dooly  
Building.

## BELL FRANCHISE BELLS RESTORED

Councilmen Believe Company  
Is Operating Without  
Any Legal Right.

### MURRAY DISPUTES STORY

SAYS IN EFFECT IT'S ONLY A  
MARE'S NEST.

That the Rocky Mountain Bell Tele-  
phone company is, and has been, operat-  
ing in Salt Lake for years without a  
franchise of any kind was charged in  
the council license committee last even-  
ing, when the protests of that concern  
and the independent company against  
paying the license tax required by ordi-  
nance were considered.

Councilman Fernstrom brought the mat-  
ter up first, and his opinion was subse-  
quently adopted, in part, by P. J.  
Daly, assistant city attorney. D. J.  
Murray, general manager of the Bell  
company, stated that Fernstrom is  
wrong and that his office has a cer-  
tified copy of all the records in the  
recorder's office bearing on the fran-  
chise.

Fernstrom, however, stuck to his point  
and in support of his contention cited the  
revised ordinances of 1903.

### What Ordinances Show.

These ordinances show that on Aug. 26,  
1879, William Jennings and others peti-  
tioned the council for permission to use  
the streets and alleys of the city to erect  
the necessary poles for the purpose of in-  
stalling telegraph lines, and on Oct. 10  
of Councilman Elderkin this was re-  
ferred to the committee on streets and  
alleys, and on Sept. 9 the petition was  
granted. This ordinance, however, was  
annulled on Dec. 22, 1880, this grant  
was transferred to A. J. Pattison & Co.  
by the grant of S. H. Huls, H. W. Law-  
rence, Charles E. Pomeroi, G. Ray-  
bould, William Jennings, James Sharp,  
Philip Pugsley and H. S. Eldridge. The  
ordinance, however, was not annulled,  
the records which give the present com-  
pany any authority to do business here,  
showing a legal transfer of the license or  
franchise from the Pattison company to  
the present owners.

Fernstrom also asserted that the fran-  
chise granted the company Aug. 2, 1894,  
to lay wires underground had never been  
formally accepted as provided for by its  
terms, and therefore is of no legal effect  
today. The franchise provides that it  
shall be in effect unless accepted within  
sixty days after its passage, and there  
is no apparent record of such accept-  
ance.

### Murray Disputes the Story.

Mr. Murray stoutly disputed the con-  
tentions of Mr. Fernstrom, but he did  
not budge the councilman from his stand,  
although he offered to show him a cer-  
tified copy of the record giving the Bell  
company perpetual right of way to the city  
limits.

The Bell company submitted a com-  
promise proposal, stating that in lieu of  
the license it was willing to give the city  
free phones, the number used at present.

The independent company argued that  
the license was unjust and asked the  
council to amend the ordinance.  
P. J. Daly, assistant city attorney, put  
a question on the compromise offer by  
stating that it was not legal and that  
the city should either enforce the law to  
the letter or amend it. He said that in  
this respect the proposition of the in-  
dependent company should be considered  
by the committee or the council, but that  
the Bell company had no standing "in  
court" with his suggestion.

### Black's Plan of Attack.

The committee after arguing for a time  
submitted to the council a suggestion  
made by Councilman Black. He said  
that, in view of the fact that the inde-  
pendent company paid 10 per cent on its  
gross earnings to the city every year,  
and the Bell people paid nothing, some  
effort should be made to make the license  
uniform for both parties. This could be  
done by compelling the Bell company to  
pay its tax and then letting the city  
use the surplus for the benefit of the  
city and which are now furnished free.  
To equalize matters with the indepen-  
dent company he would have them also  
pay their tax and their deficit from the  
amount the gross earnings tax. By the  
provisions of the latter's franchise it must  
be paid free of the city.

Before the meeting adjourned Mr. Daly  
said that, in his opinion, the tax was an  
unjust and could be collected, notwith-  
standing the opinions of the attor-  
neys for the various companies.

### DR. LLOYD'S VISIT.

Episcopal Dignitary Will Be in Salt  
Lake Saturday and Sunday.

The Rev. Dr. Arthur Lloyd of New  
York, general secretary of the board of  
missionaries of the Episcopal church, will  
spend Saturday and Sunday, May 16  
and 17, in Salt Lake City, preaching in  
St. Mark's cathedral on the morning of  
Sunday and in St. Paul's in the even-  
ing. He is on his way to the district  
convention of his church to be held in  
Portland, Ore., next week.

Except for a few of the bishops, Dr.  
Lloyd is the most distinguished clergyman  
in his denomination. He has three  
sons, all of whom are bishops. He is a  
native Virginian and a gifted  
speaker.

The laity of the church will tender  
him an informal reception in the Sun-  
day school room of St. Mark's on Sat-  
urday evening at 8 o'clock. Every  
man in the community who is in any  
way connected with the Episcopal  
church or interested in it, is urged to be  
present.

### REAL ESTATE TRANSFERS.

William S. Turner, jr., to James G.  
Burt, land in section 15, township 2  
south, range 1 west, ... 451  
Geo. W. Stocking to Joseph Schnel-  
ler, land in section 25, township 2  
south, range 1 west, ... 125  
L. A. Gibson, lots 28, etc., block 2,  
Walker's subdivision, ... 600  
S. B. Smith to M. Anderson, ... 1,675  
part lot 8, block 1, plat 4, ...  
L. A. Sudbury to Alfred H. Grose,  
lot 12, block 2, Hampton's subdivi-  
sion, ... 1,850  
D. F. Collett to R. Amundson, lot 7,  
block 15, 5-acre plat A, ... 400  
W. E. Hubbard to W. S. McCormick,  
lots 1, 2, 3, 4, 5, etc., North  
Carolina subdivision, ... 5  
W. E. Hubbard to W. S. McCormick,  
lots 15, etc., block 31, etc., Oakley  
subdivision, ... 5  
Henry B. Elder to Taylor-Armstrong  
Lumber Co., part lot 1, block 81,  
part lot 2, block 81, ... 1,650  
L. K. Virtue to Henry L. and Mary  
Stone, lots 5, etc., block 2, Geneva  
subdivision, ... 800  
C. L. Baxter to Henry L. and Mary  
Stone, lot 7, block 2, Geneva addi-  
tion, ... 25  
Emily Atkins to M. E. Lipman, part  
lot 1, block 10, plat G, ... 2,800

### Quality Wall Papers.

That describes our line: quality is  
first with us. W. A. DUVAL,  
both phones, 110 W. 2nd St.

## HEWLETT'S TEA

Always  
Good

### HADEAS CORPUS CASE CALLED UP

Attorneys Trying to Get Harry  
Thaw Out of Matteawan  
Insane Asylum.

Poughkeepsie, N. Y., May 14.—The  
opening of the Thaw habeas corpus  
hearing today after many delays, found  
Thaw and his representatives and Dis-  
trict Attorney Jerome's forces equally  
ready to hasten the issue to a conclu-  
sion. The elder Mrs. Thaw has been  
here for several days, visiting her son  
at the county jail and having extended  
talks with him. She still maintains  
confidence as to the final outcome.  
Thaw's stay in the quarters of the sheriff  
in the county jail has been much of a  
relief from the hardships of life in the  
Matteawan insane asylum and the  
Tombs, and his appearance today  
showed marked improvement.

Admission to the court was restricted  
to persons holding passes issued by the  
sheriff.

### Contention of Thaw's Counsel.

As outlined in the Associated Press  
dispatches last week, Thaw's counsel  
contended that Justice Dowling did not  
conform to the legal requirements  
when he committed Thaw to Matteaw-  
an. Thaw's counsel, therefore, that he is  
being deprived of his liberty without  
due process of law. They ask Justice  
Morsehauser to grant pass upon this  
question before examining witnesses to  
determine Thaw's present mental con-  
dition.

Thaw was brought into court and  
took a seat between his attorneys, A.  
Russell Peabody and James G. Graham.  
Before him were his detectives, Roger  
O'Malley and William Moore. All  
seats in the court room were filled,  
there being about twenty women among  
the 400 spectators.

### Motion for Discharge.

When the judge had ascended the  
bench, Mr. Graham made a formal mo-  
tion for the discharge of Thaw on the  
ground that no testimony as to his  
sanity or to show that it would endan-  
ger public safety to have him at large  
was taken at the time of his commit-  
ment; that his commitment does not  
comply with the statutory require-  
ments, and that Thaw had no opportu-  
nity to be heard or to offer evidence  
as to his sanity. Mr. Graham argued  
that Thaw's confinement is unconstitutional.

"This man was entitled to a presump-  
tion of sanity at the time this commit-  
ment was made," said Mr. Graham.

Will Decide Both Together.

Justice Morsehauser said that he was  
unwilling to decide the constitutional  
question apart from the sanity ques-  
tion, and the latter would agree to  
waive the question of sanity.

After some discussion by the oppos-  
ing attorneys it was arranged to pro-  
ceed with the trial of both the consti-  
tutional and insanity questions, the  
judge reserving his decision on the for-  
mer.

Mr. Graham offered in evidence the  
court order under which Thaw was ex-  
amined by a commission during his  
first trial and adjudged sane. Mr.  
Jerome objected to admission of the  
order without the mind of the trial,  
but was overruled.

Dr. Frank H. McGuire, physician at  
the Tombs prison, was called as a wit-  
ness for Thaw. Mr. Jerome said that  
if Dr. McGuire was being qualified as  
an expert, the state would admit that  
he is an expert. Mr. Graham said that  
witness was not regarded as an expert.  
In this hearing each side is limited to  
five expert witnesses.

### Says Thaw Is Rational.

Dr